

**To:** Levine, Carolyn[Levine.Carolyn@epa.gov]; Vaught, Laura[Vaught.Laura@epa.gov]  
**From:** Distefano, Nichole  
**Sent:** Thur 1/23/2014 4:57:14 PM  
**Subject:** Re: Sen. Rockefeller staff call

When do you come back?

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**From:** Levine, Carolyn  
**Sent:** Thursday, January 23, 2014 11:13:57 AM  
**To:** Vaught, Laura; Distefano, Nichole  
**Subject:** Re: Sen. Rockefeller staff call

**Ex. 6 - Personal Privacy**

Carolyn Levine  
U.S. EPA  
Office of Congressional Affairs  
(202) 564-1859

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**From:** Vaught, Laura  
**Sent:** Thursday, January 23, 2014 11:03:31 AM  
**To:** Levine, Carolyn; Distefano, Nichole  
**Subject:** RE: Sen. Rockefeller staff call

Agreed – let's chat in a bit?

**From:** Levine, Carolyn  
**Sent:** Thursday, January 23, 2014 11:00 AM  
**To:** Vaught, Laura; Distefano, Nichole  
**Subject:** Fw: Sen. Rockefeller staff call  
**Importance:** High

Fyi, see below. A

**Ex. 5 - Deliberative**

**Ex. 5 - Deliberative**

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Carolyn Levine  
U.S. EPA  
Office of Congressional Affairs  
(202) 564-1859

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**From:** Snyder, Raquel  
**Sent:** Thursday, January 23, 2014 10:51:01 AM  
**To:** Deitz, Randy  
**Cc:** Levine, Carolyn  
**Subject:** FW: Sen. Rockefeller call - TODAY

I think you should be aware of this.

Many thanks,

Raquel Snyder

Congressional Liaison

U.S. EPA/Office of Congressional Affairs

(202)564-9586

**From:** Ferrell, Mark  
**Sent:** Thursday, January 23, 2014 10:47 AM  
**To:** Burns, Francis; Arguto, William; Snyder, Raquel; Melvin, Karen  
**Cc:** Miller, Linda; Ryan, Daniel; White, Terri-A  
**Subject:** RE: Sen. Rockefeller call - TODAY  
**Importance:** High

## Ex. 5 - Deliberative

To begin to address this, I'm scrubbing our scheduled 3pm call to update each other where we are in gathering responses to the questions from his office below.

I have scheduled a conference call for 3:15pm today (Jan 23) with Rockefeller's staff (Rocky

Goodwin, state director, Asley Orr, deputy state director, Laura Chamber, energy/environment LA) to provide our updates and responses to the senator's questions. Please make every effort necessary to prepare your responses. If you cannot make this call, please assign a delegate or call me ASAP at (304) 542-0231. Otherwise, I assume everyone can make the call.

Thank you for your hard work under challenging circumstances!

CALL TIME: 3:15PM

NUM

COD

**Ex. 6 - Personal Privacy**

Here are the questions we'll be expected to respond to:

**Sen. Rockefeller is asking:**

**1) Specific language clarifying the EPA's statutory authority in incidences like the chemical spill in Charleston, West Virginia.**

**2) Any area's within EPA's statutory authority that need to be strengthened in order for EPA to carry out it's mission more quickly and effectively.**

**3) Has EPA had any direct interaction with the manufacturer (Eastman) of the chemical (Crude MCHM) and if so, what have we discovered? If not, why not?**

**4) Is Crude MCHM a surficant? An alcohol? A long chain polymer? Will it cling to pipes and pvc plumbing in homes?**

**5) What is EPA's role in the oversight of large water treatment plants like West Virginia**

American Water?

6) What are EPA's responses to Rockefeller's original letter to EPA/CDC requesting collaboration on long term health studies? (letter attached)

a) What has EPA already done pursuant to this request to date?

b) What is EPA doing at the moment pursuant to this request?

c) What goals have you identified?

d) What timeframes has EPA established?

7) The WVDEP plans to submit a site specific assessment grant proposal for the spill site (Freedom Industries). What are the grant's requirements, is the site eligible, what guidance/recommendations can EPA provide?

Mark Ferrell

EPA Region 3

Office of State and Congressional Relations

West Virginia Liaison

Charleston, W.Va.

(304) 542-0231

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**From:** Ferrell, Mark

**Sent:** Tuesday, January 21, 2014 6:37 PM

**To:** Burns, Francis; Arguto, William; Snyder, Raquel; Melvin, Karen

**Cc:** Miller, Linda; Ryan, Daniel

**Subject:** Sen. Rockefeller call - redux

Due to severe weather today, we were short staffed for our scheduled update call with staff in Sen. Rockefeller's office. [Ex. 5 - Deliberative]

**Ex. 5 - Deliberative**

[Ex. 5 - Deliberative]

I will work with Rockefeller's office to schedule another update call very soon, probably next Monday or Tuesday.

In the meantime, here are issues that must be addressed.

Sen. Rockefeller is asking:

1) Specific language clarifying the EPA's statutory authority in incidences like the chemical spill in Charleston, West Virginia.

2) Any area's within EPA's statutory authority that need to be strengthened in order for EPA to carry out it's mission more quickly and effectively.

3) Has EPA had any direct interaction with the manufacturer (Eastman) of the chemical (Crude MCHM) and if so, what have we discovered? If not, why not?

4) Is Crude MCHM a surficant? An alcohol? A long chain polymer? Will it cling to pipes and pvc plumbing in homes?

5) What is EPA's role in the oversight of large water treatment plants like West Virginia American Water?

6) What are EPA's responses to Rockefeller's original letter to EPA/CDC requesting collaboration on long term health studies? (letter attached)

a) What has EPA already done pursuant to this request to date?

b) What is EPA doing at the moment pursuant to this request?

c) What goals have you identified?

d) What timeframes has EPA established?

7) The WVDEP plans to submit a site specific assessment grant proposal for the spill site (Freedom Industries). What are the grant's requirements, is the site eligible, what guidance/recommendations can EPA provide?

I'd like to schedule some time for Thursday morning to discuss where we are with our responses.

thanks

~Mark

**Mark Ferrell**

**EPA Region 3**

**Office of State and Congressional Relations**

**West Virginia Liaison**

**Charleston, W.Va.**

**(304) 542-0231**